

Senate File 2124 - Introduced

SENATE FILE 2124

BY BARTZ

A BILL FOR

1 An Act relating to the duties, authority, and operations of
2 governmental entities and officials and certain governmental
3 enforcement actions.

4 BE IT ENACTED BY THE GENERAL ASSEMBLY OF THE STATE OF IOWA:

1 Section 1. SHORT TITLE AND INTENT.

2 1. This Act shall be known as the "Restructure or Eliminate
3 Frivolous, Obsolete, and Redundant Mandates in Governments
4 Act".

5 2. It is the intent of the general assembly to examine all
6 frivolous, obsolete, and redundant mandates in all levels of
7 government and take all necessary actions to restructure or
8 eliminate such mandates to create more efficient governments.

9 Sec. 2. Section 26.3, subsection 2, Code 2011, is amended
10 to read as follows:

11 2. A governmental entity shall have an engineer licensed
12 under chapter 542B, a landscape architect licensed under
13 chapter 544B, or an architect registered under chapter 544A
14 prepare plans and specifications, and calculate the estimated
15 total cost of a proposed public improvement. A governmental
16 entity shall ensure that a sufficient number of paper copies
17 of the project's contract documents, including all drawings,
18 plans, specifications, and estimated total costs of the
19 proposed public improvement are made available for distribution
20 ~~at no charge~~ to prospective bidders, subcontractor bidders,
21 suppliers, and contractor plan room services. If a deposit is
22 required as part of a paper contract documents distribution
23 policy by the public owner, the deposit shall not exceed two
24 hundred fifty dollars per set which shall be refunded upon
25 return of the contract documents within fourteen days after
26 award of the project. If the contract documents are not
27 returned in a timely manner and in a reusable condition, the
28 deposit shall be forfeited. The governmental entity shall
29 reimburse the landscape architect, architect, or professional
30 engineer for the actual costs of preparation and distribution
31 of plans and specifications.

32 Sec. 3. Section 29B.59, Code 2011, is amended to read as
33 follows:

34 **29B.59 Execution of confinement.**

35 1. A sentence of confinement adjudged by a military court,

1 whether or not the sentence includes discharge or dismissal,
2 and whether or not the discharge or dismissal has been
3 executed, may be carried into execution by confinement in any
4 place of confinement under the control of any of the forces
5 of the state military forces or in any jail, penitentiary,
6 or prison designated for that purpose. Persons so confined
7 in a jail, penitentiary, or prison are subject to the same
8 discipline and treatment as persons confined or committed to
9 the jail, penitentiary, or prison by the courts of the state or
10 of any political subdivision ~~thereof~~ of the state.

11 2. The omission of the words "hard labor" from any sentence
12 or punishment of a court-martial adjudging confinement does not
13 deprive the authority executing that sentence or punishment of
14 the power to require hard labor as a part of the punishment.

15 3. The keepers, officer, and wardens of city or county jails
16 and of other jails, penitentiaries, or prisons shall receive
17 persons ordered into confinement before trial and persons
18 committed to such confinement by a military court and shall
19 confine them according to law. ~~No such~~ A keeper, officer, or
20 warden may require payment of any a reasonable fee or charge
21 for so receiving or confining a person.

22 **Sec. 4. NEW SECTION. 43.2A Commissioner's office hours**
23 **before the election.**

24 Prior to publication of the notice of election under
25 section 49.53, the commissioner shall determine whether the
26 commissioner's office will be open on the Saturday before
27 the primary election. In making such a determination, the
28 commissioner shall give consideration to the number of absentee
29 ballots cast for the primary election held four years previous
30 and the number of voter registrations received before the close
31 of registration under section 48A.9 for the primary election
32 held four years previous. The notice of election shall include
33 information as to whether the commissioner's office will be
34 open on the Saturday before the election and the hours that the
35 commissioner's office will be open on that Saturday.

1 Sec. 5. Section 48A.26, subsection 3, Code 2011, is amended
2 to read as follows:

3 3. If the registration form is missing required information
4 pursuant to section 48A.11, subsection 8, the acknowledgment
5 shall advise the applicant what additional information is
6 required. The commissioner shall enclose a new registration
7 form for the applicant to use. If the registration form has
8 no address, the commissioner shall make a reasonable effort
9 to determine where the acknowledgment should be sent. If the
10 incomplete registration form is received during the period in
11 which registration is closed pursuant to section 48A.9 but
12 by 5:00 p.m. on the Saturday before the election for general
13 ~~and primary~~ elections, by 5:00 p.m. on the Friday or Saturday
14 before the primary election pursuant to section 43.2A, or by
15 5:00 p.m. on the Friday before the election for all other
16 elections, the commissioner shall send a notice advising the
17 applicant of election day and in-person absentee registration
18 procedures under section 48A.7A.

19 Sec. 6. Section 53.2, subsection 6, Code 2011, is amended
20 to read as follows:

21 6. If an application for an absentee ballot is received
22 from an eligible elector who is not a registered voter
23 the commissioner shall send the eligible elector a voter
24 registration form and another absentee ballot application form.
25 If the application is received after the time registration
26 closes pursuant to section 48A.9 but by 5:00 p.m. on the
27 Saturday before the election for general ~~and primary~~ elections,
28 by 5:00 p.m. on the Friday or Saturday before the primary
29 election pursuant to section 43.2A, or by 5:00 p.m. on the
30 Friday before the election for all other elections, the
31 commissioner shall notify the applicant by mail of the election
32 day and in-person absentee registration provisions of section
33 48A.7A. In addition to notification by mail, the commissioner
34 shall also attempt to contact the applicant by any other method
35 available to the commissioner.

1 Sec. 7. Section 53.18, subsection 2, Code 2011, is amended
2 to read as follows:

3 2. If the commissioner receives the return envelope
4 containing the completed absentee ballot by 5:00 p.m. on
5 the Saturday before the election for general ~~and primary~~
6 elections, by 5:00 p.m. on the Friday or Saturday before the
7 primary election pursuant to section 43.2A, and by 5:00 p.m.
8 on the Friday before the election for all other elections, the
9 commissioner shall open the envelope to review the affidavit
10 for completeness. If the affidavit is incomplete, the
11 commissioner shall, within twenty-four hours of the time the
12 envelope was received, notify the voter of that fact and that
13 the voter may complete the affidavit in person at the office of
14 the commissioner by 5:00 p.m. on the day before the election,
15 vote a replacement ballot in the manner and within the time
16 period provided in subsection 3, or appear at the voter's
17 precinct polling place on election day and cast a ballot in
18 accordance with section 53.19, subsection 3.

19 Sec. 8. Section 142.3, Code 2011, is amended to read as
20 follows:

21 **142.3 Notification of department.**

22 Every county medical examiner, funeral director or embalmer,
23 and the managing officer of every public asylum, hospital,
24 county care facility, penitentiary, or reformatory, as soon
25 as any dead body shall come into the person's custody which
26 may be used for scientific purposes as provided in sections
27 142.1 and 142.2, shall at once notify the nearest relative
28 or friend of the deceased, if known, and the Iowa department
29 of public health by ~~telegram~~ a secure notification format
30 approved by the department, and hold such body unburied for
31 forty-eight hours. Upon receipt of such ~~telegram~~ notification,
32 the department shall ~~telegraph~~ transmit instructions relative
33 to the disposition to be made of ~~said~~ the body. Complete
34 jurisdiction over said bodies is vested exclusively in the Iowa
35 department of public health. No autopsy or post mortem, except

1 as are legally ordered by county medical examiners, shall be
2 performed on any of said bodies prior to their delivery to the
3 medical schools.

4 Sec. 9. Section 144.32, unnumbered paragraph 1, Code 2011,
5 is amended to read as follows:

6 If a person other than a funeral director, medical examiner,
7 or emergency medical service assumes custody of a dead body
8 or fetus, the person shall secure a burial transit permit.
9 To be valid, the burial transit permit must be issued by the
10 county medical examiner, or a funeral director, ~~or the county~~
11 ~~registrar of the county where the certificate of death or fetal~~
12 ~~death was filed.~~ The permit shall be obtained prior to the
13 removal of the body or fetus from the place of death and the
14 permit shall accompany the body or fetus to the place of final
15 disposition.

16 Sec. 10. Section 191.7, Code 2011, is amended to read as
17 follows:

18 **191.7 Enforcement of oleomargarine law.**

19 It shall be the duty of the secretary of agriculture and the
20 secretary's agents to enforce this chapter ~~and of the county~~
21 ~~attorneys~~ and of the attorney general of the state to cooperate
22 with the secretary in the enforcement of this chapter.

23 Sec. 11. Section 217.32, Code 2011, is amended to read as
24 follows:

25 **217.32 Office space in county.**

26 Where the department of human services assigns personnel to
27 an office located in a county for the purpose of performing in
28 that county designated duties and responsibilities assigned by
29 law to the department, it shall be the responsibility of the
30 county to provide and maintain the necessary office space and
31 office supplies and equipment for the personnel so assigned
32 in the same manner as if they were employees of the county.
33 The department shall at least annually, or more frequently if
34 the department so elects, reimburse the county for a ~~portion,~~
35 ~~designated by law,~~ of the cost of maintaining office space and

1 providing supplies and equipment as required by this section,
2 and also for ~~a similar portion of~~ the cost of providing the
3 necessary office space if in order to do so it is necessary
4 for the county to lease office space outside the courthouse or
5 any other building owned by the county. ~~The portion of the~~
6 ~~foregoing costs reimbursed to the county under this section~~
7 ~~shall be equivalent to the proportion of those costs which the~~
8 ~~federal government authorizes to be paid from available federal~~
9 ~~funds, unless the general assembly directs otherwise when~~
10 ~~appropriating funds for support of the department.~~

11 Sec. 12. Section 297.26, Code 2011, is amended to read as
12 follows:

13 **297.26 Sale by department.**

14 Any school building or any school site, the title of which
15 is vested in the state of Iowa by reason of it having been
16 provided by state mining camp funds for schools in mining
17 camps, shall may be sold at public or private sale by the
18 department when the director of the department of education
19 determines it is no longer needed for school purposes.

20 Sec. 13. Section 331.302, subsection 10, paragraph a,
21 subparagraph (2), Code 2011, is amended to read as follows:

22 (2) If a proposed code of ordinances contains a proposed new
23 ordinance or amendment, the board shall hold a public hearing
24 on the proposed code before adoption. The auditor shall
25 publish notice of the hearing as provided in section 331.305.
26 Copies of the proposed code of ordinances shall be available at
27 the auditor's office or on the auditor's internet site, and the
28 notice shall so state. Within thirty days after the hearing,
29 the board may adopt the proposed code of ordinances which
30 becomes law upon publication of the ordinance adopting it. If
31 the board substantially amends the proposed code of ordinances
32 after a hearing, notice and hearing shall be repeated.

33 Sec. 14. Section 331.302, subsection 10, paragraph b, Code
34 2011, is amended to read as follows:

35 *b.* Ordinances and amendments which become effective

1 after adoption of a code of ordinances may be compiled as a
2 supplement to the code, and upon adoption of the supplement by
3 resolution, become part of the code of ordinances. In lieu of
4 other publication, the supplement under this paragraph may be
5 made available on the auditor's internet site.

6 Sec. 15. Section 331.302, subsection 10, Code 2011, is
7 amended by adding the following new paragraph:

8 NEW PARAGRAPH. *d.* The compilation of the code of ordinances
9 required under this subsection may be accomplished by the use
10 of electronic means and electronic publication.

11 Sec. 16. Section 331.602, subsection 27, Code 2011, is
12 amended by striking the subsection.

13 Sec. 17. Section 331.653, subsection 27, Code 2011, is
14 amended to read as follows:

15 27. Give notice of the time and place of making an
16 appraisal of unneeded school land as provided in ~~sections~~
17 section 297.17 and 297.28.

18 Sec. 18. Section 331.756, subsection 36, Code Supplement
19 2011, is amended by striking the subsection.

20 Sec. 19. Section 331.802, subsection 3, paragraph e, Code
21 2011, is amended to read as follows:

22 *e.* Death that has occurred ~~unexpectedly or~~ from an
23 unexplained cause.

24 Sec. 20. Section 356.49, Code 2011, is amended to read as
25 follows:

26 **356.49 Jail report.**

27 A county sheriff shall file, on a monthly basis, a ~~written~~
28 report with the director of the department of corrections.
29 The report shall include, but not be restricted to, the total
30 number of men, women, and juveniles held in the jail for
31 the reporting month. The director shall adopt and provide
32 a uniform reporting form to be utilized by county sheriffs.
33 The director may require electronic filing of such reports by
34 county sheriffs.

35 Sec. 21. Section 380.8, subsection 1, paragraph b, Code

1 2011, is amended to read as follows:

2 *b.* A city may maintain a code of ordinances either by
3 compiling at least annually a supplement to the code of
4 ordinances consisting of all new ordinances and amendments to
5 ordinances which became effective during the previous year and
6 adopting the supplement by resolution or by adding at least
7 annually new ordinances and amendments to ordinances to the
8 code of ordinances itself. In lieu of other publication, the
9 supplement under this paragraph may be made available on the
10 city's internet site.

11 Sec. 22. Section 380.8, subsection 2, paragraph b, Code
12 2011, is amended to read as follows:

13 *b.* If a proposed code of ordinances contains a new ordinance
14 or an amendment to existing ordinances, the council shall
15 hold a public hearing on the proposed code before adoption.
16 The clerk shall publish notice of the hearing as provided in
17 section 362.3. Copies of the proposed code of ordinances
18 must be available at the city clerk's office or on the city's
19 internet site, and the notice must so state. Within thirty
20 days after the hearing, the council may adopt the proposed
21 code of ordinances. A new ordinance or an amendment to an
22 existing ordinance becomes effective upon publication of the
23 ordinance adopting the code of ordinances unless a subsequent
24 effective date is provided within an ordinance. If the council
25 substantially amends the proposed code of ordinances after the
26 hearing, notice and hearing must be repeated before the code
27 may be adopted.

28 Sec. 23. Section 380.8, Code 2011, is amended by adding the
29 following new subsection:

30 NEW SUBSECTION. 4. The compilation of the code of
31 ordinances required under this section may be accomplished by
32 the use of electronic means and electronic publication.

33 Sec. 24. Section 380.10, subsections 1 and 3, Code 2011, are
34 amended to read as follows:

35 1. A city may adopt the provisions of any statewide or

1 nationally recognized standard code or portions of any such
2 code by an ordinance which identifies the code by subject
3 matter, source and date, and which incorporates the provisions
4 of the code or portions of the code by reference without
5 setting them forth in full. Copies of the proposed code or
6 portions of such code shall be available at the office of the
7 city clerk or on the city's internet site.

8 3. Copies of any portions of the Code of Iowa to be adopted
9 by reference shall be available at the city clerk's office or
10 on the city's internet site. The council shall hold a public
11 hearing on any proposed standard code or on the portions of any
12 standard code to be adopted by reference. The council shall
13 hold a public hearing on any portion of the Code of Iowa to
14 be adopted by reference. The clerk shall publish notice of
15 the hearing as provided in section 362.3. The notice must
16 state that copies of the proposed standard code or portions
17 thereof, or of the portion of the Iowa Code, are available at
18 the city clerk's office or on the city's internet site. If
19 the council substantially amends the proposed code after the
20 hearing, notice and hearing must be repeated before the code
21 may be adopted. Within thirty days after the hearing, the
22 council by ordinance may adopt the proposed code which becomes
23 effective upon publication of the ordinance adopting it, unless
24 a subsequent effective date is provided within the adopting
25 ordinance.

26 Sec. 25. Section 455B.103A, subsection 1, paragraph b, Code
27 2011, is amended to read as follows:

28 *b.* Following the effective date of a general permit, a
29 person proposing to conduct activities covered by the general
30 permit shall provide a notice of intent to conduct a covered
31 activity on a form provided by the department. ~~A person shall~~
32 ~~also provide public notice of intent to conduct activities~~
33 ~~covered under the general permit by publishing notice in two~~
34 ~~newspapers with the largest circulation in the area in which~~
35 ~~the facility is located. Notice of the discontinuation of a~~

1 ~~permitted activity shall be provided in the same manner.~~

2 Sec. 26. Section 459.312, subsection 4, Code Supplement
3 2011, is amended by adding the following new paragraph:

4 NEW PARAGRAPH. c. A manure management plan required to be
5 delivered to a board of supervisors by the department or by the
6 person submitting the manure management plan may be delivered
7 electronically.

8 Sec. 27. Section 468.14, Code 2011, is amended to read as
9 follows:

10 **468.14 Notice of hearing.**

11 When any plan and report of the engineer has been approved
12 by the board, such approval shall be entered of record in its
13 proceedings as a tentative plan only for the establishment
14 of said improvement. Thereupon it shall enter an order
15 fixing a date for the hearing upon the petition not less
16 than forty days from the date of the order of approval, and
17 directing the auditor immediately to cause notice to be given
18 to the owner of each tract of land or lot within the proposed
19 levee or drainage district as shown by the transfer books
20 of the auditor's office, including railway companies having
21 right-of-way in the proposed district and to all lienholders
22 or encumbrancers of any land within the proposed district
23 without naming them, and also to all other persons whom it may
24 concern, and without naming individuals all actual occupants of
25 the land in the proposed district, of the pendency and prayer
26 of the said petition, including a statement describing the
27 favorable report thereon by the engineer, and that such report
28 may be amended before final action, the approval thereof by
29 the board as a tentative plan, and the day and the hour set
30 for hearing on said petition and report, and that all claims
31 for damages except claims for land required for right-of-way,
32 and all objections to the establishment of said district for
33 any reason must be made in writing and filed in the office
34 of the auditor at or before the time set for such hearing.
35 The notice required under this section shall also include a

1 statement describing the location and times that the engineer's
2 report may be reviewed at either a county office or on a county
3 internet site.

4 Sec. 28. Section 600B.23, Code 2011, is amended to read as
5 follows:

6 **600B.23 Costs payable by county.**

7 If the finding of the court be in favor of the defendant the
8 costs of the action shall be paid by the complainant, unless
9 the complainant is deemed indigent by the court, then the costs
10 of the action shall be paid by the county.

11 Sec. 29. Section 714.16, subsection 2, paragraph g, Code
12 2011, is amended to read as follows:

13 g. (1) It is an unlawful practice for a person to acquire
14 directly or indirectly an interest in a business which has
15 either gone out of business or is going out of business
16 and conduct or continue a going-out-of-business sale where
17 additional merchandise has been added to the merchandise
18 of the liquidating business for the purposes of the sale,
19 unless the person provides a clear and conspicuous notice
20 in all advertisements that merchandise has been added. The
21 advertisement shall also state the customary retail price of
22 the merchandise that has been added or brought in for the
23 sale. The person acquiring the interest shall obtain a permit
24 to hold the sale before commencing the sale. If the sale
25 is to be held in a city which has an ordinance regulating
26 going-out-of-business sales, then the permit shall be obtained
27 from the city. ~~If the sale is to be located outside of a~~
28 ~~city or in a city which does not have an ordinance regulating~~
29 ~~going-out-of-business sales, then the permit shall be obtained~~
30 ~~from the county in which the proposed sale is to be held. The~~
31 ~~county board of supervisors shall prescribe the procedures~~
32 ~~necessary to obtain the permit. The permit shall state the~~
33 percentage of merchandise for sale that was obtained from
34 the liquidating business and the percentage of merchandise
35 for sale that was added from other sources. The permit or

1 an accurate reproduction of the permit shall be clearly and
2 conspicuously posted at all entrances to the site of the sale
3 and at all locations where sales are consummated. A person who
4 violates this paragraph, including any misrepresentation of
5 the presence and the percentage of additional merchandise that
6 had been added to that of the liquidating company, is liable
7 for a civil penalty of not to exceed one thousand dollars for
8 each day of each violation. The civil penalties collected
9 shall be deposited in the general fund of the ~~political entity~~
10 city which prosecutes the violation. The civil penalty is
11 in addition to and not in lieu of any criminal penalty. A
12 ~~political entity~~ city enforcing this paragraph may obtain a
13 preliminary injunction without posting a bond to enjoin a
14 violation of paragraph "c" and this paragraph pending a hearing.

15 (2) This paragraph does not prohibit a city ~~or county~~
16 from adopting an ordinance prohibiting the conducting of a
17 going-out-of-business sale in which additional merchandise is
18 added to the merchandise of the liquidating business for the
19 purposes of the sale.

20 Sec. 30. REPEAL. Sections 207.11, 208.21, and sections
21 297.27 through 297.32, Code 2011, are repealed.

22 EXPLANATION

23 This bill relates to certain duties and operations of
24 governmental entities and officials and related enforcement
25 actions. The bill is designated as the "Restructure or
26 Eliminate Frivolous, Obsolete, and Redundant Mandates in
27 Governments Act". The bill states that it is the intent of
28 the general assembly to examine all frivolous, obsolete, and
29 redundant mandates in all levels of government and take all
30 necessary actions to restructure or eliminate such mandates.

31 Under Code section 26.3 relating to competitive bidding
32 for public improvements, a governmental entity is required
33 to provide a sufficient number of paper copies of the
34 project's contract documents, including all drawings, plans,
35 specifications, and estimated total costs. The bill strikes

1 the prohibition on governmental entities charging for providing
2 such items to prospective bidders, subcontractor bidders,
3 suppliers, and contractor plan room services.

4 Current Code section 29B.59 provides that city or county
5 jails and other jails, penitentiaries, or prisons must receive
6 persons ordered into confinement by a military court and
7 prohibits such jails, penitentiaries, or prisons from requiring
8 payment of a fee or charge for receiving or confining the
9 person. The bill allows such jails, penitentiaries, or prisons
10 to require a reasonable fee or charge in such situations.

11 The bill provides that prior to publication of the notice
12 of election under Code section 49.53, the commissioner
13 of elections (county auditor) shall determine whether the
14 commissioner's office will be open on the Saturday before
15 the primary election. In making such a determination, the
16 bill requires the commissioner to give consideration to the
17 number of absentee ballots cast for the primary election held
18 four years previous and the number of voter registrations
19 received before the close of registration for the primary
20 election held four years previous. The bill also requires the
21 notice of election to include information as to whether the
22 commissioner's office will be open on the Saturday before the
23 election and the hours that the commissioner's office will be
24 open on that Saturday.

25 Current Code section 142.3 requires a county medical
26 examiner, funeral director or embalmer, and the managing
27 officer of every public asylum, hospital, county care facility,
28 penitentiary, or reformatory, as soon as any dead body shall
29 come into the person's custody which may be used for scientific
30 purposes to notify the nearest relative or friend of the
31 deceased, if known, and the Iowa department of public health
32 by telegram. The bill allows such notification to occur by a
33 secure notification format approved by the department of public
34 health.

35 The bill removes the county registrar (county recorder) from

1 the list of persons who may issue a burial transit permit.

2 The bill removes the county attorney from those persons
3 required to enforce Code chapter 191 (oleomargarine law).

4 The bill repeals Code sections 207.11 and 208.21 relating to
5 agencies, political subdivisions, and publicly owned utilities
6 or corporations that engage in certain mining activities. Code
7 sections 207.11 and 208.21 subject such entities that engage in
8 mining to similar mining regulations as other mining entities.

9 Code section 217.32 requires the counties to provide
10 and maintain necessary office space and office supplies and
11 equipment for certain department of human services personnel
12 that are assigned to duties in the county. Code section 217.32
13 further provides that the department of human services shall
14 reimburse the county for a portion of such costs that is
15 equivalent to the proportion of those costs which the federal
16 government authorizes to be paid unless the general assembly
17 directs otherwise. The bill requires reimbursement to the
18 county of the total cost of maintaining the office space and
19 providing supplies and equipment.

20 The bill repeals several Code sections relating to the
21 disposition of certain state-owned buildings and school sites
22 (provided by state mining camp funds for schools in mining
23 camps). The bill provides that such property may be sold at
24 public or private sale by the department of education when the
25 director of the department of education determines that it is
26 no longer needed for school purposes.

27 The bill amends provisions relating to the compilation of a
28 code of ordinances by each county under Code section 331.302
29 and each city under Code section 380.8. The bill allows such
30 compilation and related supplements to be accomplished by the
31 use of electronic means and electronic publication. The bill
32 also permits cities and counties to make certain standards and
33 codes adopted by reference available on the entity's internet
34 site.

35 The bill strikes a requirement that the county recorder

1 carry out duties relating to the recordation of articles of
2 incorporation and other instruments for savings and loan
3 associations as provided in Code chapter 534.

4 The bill strikes a provision classifying an unexpected death
5 as a death which affects the public interest. If a death
6 is classified as a death that affects the public interest,
7 the state or county medical examiner must be notified and a
8 preliminary investigation of the death must be conducted.

9 Code section 356.49 requires the county sheriff to file a
10 monthly written report with the director of the department of
11 corrections relating to the total number of persons held in
12 the jail. The bill allows the director of the department of
13 corrections to require electronic filing of such reports.

14 As a condition of the general permit under Code section
15 455B.103A, a person proposing to conduct activities covered
16 by a general permit is required to provide notice of intent
17 to conduct a covered activity to the department of natural
18 resources. The bill strikes the additional notice requirement
19 of publication in two newspapers with the largest circulation
20 in the area and the requirement that such notices be provided
21 and published when such activities are discontinued.

22 The bill allows certain manure management plans that are
23 required to be delivered to a county board of supervisors under
24 Code section 459.312(4) to be delivered electronically.

25 The bill specifies that notices provided by the county
26 auditor under Code section 468.14, relating to the approval
27 of a proposed levee and drainage district plan and engineer's
28 report, must include a statement describing the favorable
29 report of the engineer. Such notice must also include a
30 statement describing the location and times that the engineer's
31 report may be reviewed at either a county office or on a county
32 internet site.

33 The bill provides that in proceedings under Code chapter
34 600B (paternity and obligations for support) if the finding of
35 the court is in favor of the defendant the costs of the action

1 shall be paid by the complainant, unless the complainant is
2 deemed indigent, then the costs of the action are paid by the
3 county.

4 The bill strikes the requirement for counties to issue
5 going-out-of-business sale permits for such sales occurring in
6 a city that does not regulate going-out-of-business sales or in
7 the unincorporated areas of the county. The bill also strikes
8 other references to counties relating to the regulation of
9 going-out-of-business sales.